

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: November 17, 2014
TO: Danijela Janjic, Senior Attorney, Office of the General Counsel
FROM: C. Donald Rome, Jr., Public Utility Analyst II, Division of Economics *CDR*
RE: Docket No. 140189-GU; Petition for Approval of Transportation Service Agreement with Florida Public Utilities Company, by Peninsula Pipeline Company, Inc. [Nassau County]
Request for Confidential Classification for Document No. 06105-14

On October 29, 2014, Florida Public Utilities Company (FPUC) and Peninsula Pipeline Company, Inc. (Peninsula) filed a joint request for confidential classification for Document No. 06105-14. This document contains responses from FPUC and Peninsula to staff's first data request. The information in the document for which FPUC and Peninsula seek confidential treatment relates to project construction costs and contractual terms such as the contracted capacity, annual reservation charge, rate per Dt of capacity, fuel retention percentage, and pipe parameters. Staff has reviewed the document and concurs with FPUC and Peninsula that the nature of the information meets the requirements set forth in Section 366.093(3)(d) and (e), Florida Statutes, whereby disclosure of the information could impair both companies' ability to contract for goods and services, could impair Peninsula's competitive interests, and could result in harm, ultimately, to FPUC's ratepayers.

Therefore, staff recommends that the request by FPUC and Peninsula for confidential classification of Document No. 06105-14 be approved.

✓ Cc: Office of Commission Clerk

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M-E-M-O-R-A-N-D-U-M-

DATE: November 17, 2014

TO: Division of Economics, Office of Primary Responsibility

FROM: OFFICE OF COMMISSION CLERK

RE: CONFIDENTIALITY OF CERTAIN INFORMATION

DOCKET NO: 140189-GU DOCUMENT NO: 06105-14

DESCRIPTION: FPUC; Peninsula (Keating) - (CONFIDENTIAL) Information contained in respective responses to staff's first data requests, issued to companies on 10/17/14, and information contained in Attachment 2 to the responses provided by Peninsula.

SOURCE: Florida Public Utilities Company and Peninsula Pipeline Company, Inc.

The above confidential material was filed along with a joint request for confidential classification. Please complete the following form by checking all applicable information and forward it to the attorney assigned to the docket, along with a brief memorandum supporting your recommendation.

- The document(s) is (are), in fact, what the utility asserts it (them) to be.
- The utility has provided enough details to perform a reasoned analysis of its request.
- The material has been received incident to an inquiry.
- The material is confidential business information because it includes:
 - (a) Trade secrets;
 - (b) Internal auditing controls and reports of internal auditors;
 - (c) Security measures, systems, or procedures;
 - (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms;
 - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information;
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities;
- The material appears to be confidential in nature and harm to the company or its ratepayers will result from public disclosure.
- The material appears not to be confidential in nature.
- The material is a periodic or recurring filing and each filing contains confidential information.

This response was prepared by C. Donald Rowe, Jr. on 11/17/14, a copy of which has been sent to the Office of Commission Clerk and the Office of General Counsel.